



Reprinted  
February 19, 2008

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## ENGROSSED HOUSE BILL No. 1107

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DIGEST OF HB 1107 (Updated February 18, 2008 2:55 pm - DI 109)

**Citations Affected:** IC 20-28; IC 20-30; IC 20-31.

**Synopsis:** Cultural competency. Requires the department of education to develop standards for cultural competency teacher training. Requires school corporations to develop policies concerning cultural competency training for school staff as a part of school improvement plans. Requires each school corporation to include instruction regarding human fetal development in the school corporation's high school health education curriculum.

**Effective:** July 1, 2008.

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### Porter, Robertson

(SENATE SPONSORS — LUBBERS, SIPES, ROGERS, ALTING)

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January 8, 2008, read first time and referred to Committee on Education.  
January 24, 2008, reported — Do Pass.  
January 28, 2008, read second time, ordered engrossed. Engrossed.  
January 30, 2008, read third time, recommitted to Committee of One, amended; passed.  
Yeas 81, nays 13.  
January 30, 2008, re-engrossed.

#### SENATE ACTION

February 5, 2008, read first time and referred to Committee on Education and Career Development.  
February 14, 2008, amended, reported favorably — Do Pass.  
February 18, 2008, read second time, amended, ordered engrossed.

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EH 1107—LS 6860/DI 109+



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February 19, 2008

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1107

A BILL FOR AN ACT to amend the Indiana Code concerning  
education.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 20-28-3-3, AS ADDED BY P.L.246-2005,  
2 SECTION 149, IS AMENDED TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2008]: Sec. 3. (a) The department shall ~~develop~~  
4 ~~guidelines~~ **establish standards** for use by accredited teacher education  
5 institutions and departments in preparing individuals to **successfully**  
6 ~~teach in various environments.~~ **in a manner that serves the diverse**  
7 **needs of all students, including:**  
8 (1) **racial minority students;**  
9 (2) **low social economic status students; and**  
10 (3) **students of various ethnic groups.**  
11 (b) The ~~guidelines~~ **standards** developed under subsection (a) must  
12 include courses and methods that assist individuals in developing  
13 cultural competency (as defined in IC 20-31-2-5).  
14 SECTION 2. IC 20-28-5.5 IS ADDED TO THE INDIANA CODE  
15 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE  
16 JULY 1, 2008]:  
17 **Chapter 5.5. Standards for Teacher Training**

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1        **Sec. 1. As used in this chapter, "culturally responsive methods"**  
 2        **means methods that use the cultural knowledge and experiences of**  
 3        **diverse students to make learning more appropriate and effective**  
 4        **for those students.**

5        **Sec. 2. (a) The division shall develop standards for use by**  
 6        **accredited teacher training institutions and departments in**  
 7        **preparing individuals to successfully teach in a manner that serves**  
 8        **the diverse needs of all students, including those identified as a**  
 9        **member of one (1) or more of the following classifications:**

10        **(1) Racial minority.**

11        **(2) Lower economic status.**

12        **(3) Various ethnic groups that are included in the school's**  
 13        **population.**

14        **(b) The standards developed under subsection (a) must provide**  
 15        **for multicultural courses and culturally responsive methods that**  
 16        **assist individuals in developing cultural competency (as defined in**  
 17        **IC 20-31-2-5).**

18        **SECTION 3. IC 20-30-5-19 IS ADDED TO THE INDIANA CODE**  
 19        **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**  
 20        **1, 2008]: Sec. 19. (a) Each school corporation shall include in the**  
 21        **school corporation's high school health education curriculum**  
 22        **instruction regarding human fetal development as adopted by the**  
 23        **state board. The instruction must include:**

24        **(1) the result of human sperm and egg convergence;**

25        **(2) the resulting development of human conception;**

26        **(3) photographic images portraying each state of uterine fetal**  
 27        **development; and**

28        **(4) descriptions of human fetal development.**

29        **(b) The department shall develop, in consultation with the state**  
 30        **department of health or any other appropriate organization,**  
 31        **human fetal development educational materials and make the**  
 32        **materials available to school corporations to assist teachers in**  
 33        **providing the instruction required by this section.**

34        **(c) The department shall recommend and the state board shall**  
 35        **adopt rules under IC 4-22-2 concerning the instruction required by**  
 36        **this section.**

37        **SECTION 4. IC 20-31-2-6.8 IS ADDED TO THE INDIANA CODE**  
 38        **AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY**  
 39        **1, 2008]: Sec. 6.8. "Multicultural" means relating to, consisting of,**  
 40        **or participating in the cultures of different countries or ethnic**  
 41        **groups.**

42        **SECTION 5. IC 20-31-6-2, AS ADDED BY P.L.1-2005, SECTION**

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15, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: Sec. 2. (a) **This section does not apply to an accredited nonpublic school or a teacher employed by an accredited nonpublic school.** In developing a school's plan, the committee shall consider methods, **resources, and evaluation instruments** to improve the cultural competency of the school's teachers, administrators, staff, parents, and students.

(b) The committee shall:

(1) identify the racial, ethnic, language-minority, cultural, exceptional learning, and socioeconomic groups that are included in the school's student population;

(2) incorporate **or adopt** culturally appropriate **teaching** strategies for increasing educational opportunities and educational performance for each group in the school's plan; and

(3) recommend ~~areas in which additional~~ professional development ~~is necessary~~ to increase cultural competency in the school's educational environment.

(c) The committee shall update **the school's plan** annually **according to** the information identified under subsection ~~(b)(1)~~; **(b)**.

**(d) A public school teacher must participate in multicultural training. The training must be directly correlated with the school's improvement plan and accreditation process under this article.**

**(e) Each governing body shall ensure cultural competency accountability by developing a policy that includes procedures for determining whether a school is making progress toward improving the cultural competency of the school's teachers, administrators, and staff, and the impact on students.**

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1107, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

PORTER, Chair

Committee Vote: yeas 8, nays 3.

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 HOUSE MOTION

Mr. Speaker: House Bill 1107 be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

Page 1, line 8, after "(1)" insert "**racial**".

Page 1, line 10, delete "and".

Page 1, line 11, delete "students who are children with disabilities (as defined in" and insert "**students who are exceptional learners (as defined in IC 20-31-2-6); and**".

Page 1, line 12, delete "IC 20-35-1-2)." and insert "**(5) students of various ethnic or religious groups.**".

Page 2, line 13, delete "Language minority." and insert "**English language learners.**".

Page 2, line 16, delete "Any" and insert "**Various**".

Page 2, delete lines 35 through 42.

Page 3, delete line 1.

Page 3, line 24, delete "and nonpublic school".

Page 3, line 25, delete "all".

Page 3, line 26, delete ", students, and" and insert "**and students.**".

Page 3, delete line 27.

Page 3, line 28, delete "and governing body of a nonpublic".

Page 3, line 29, delete "school".

Page 3, line 33, delete "parents,".

(Reference is to HB 1107 as printed January 25, 2008.)

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## COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred House Bill 1107, begs leave to report that said bill has been amended as directed.

PORTER

## COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1107, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- Page 1, line 9, after "students;" insert "**and**".
- Page 1, delete lines 10 through 12.
- Page 1, line 13, delete "(5)" and insert "**(3)**".
- Page 1, line 13, delete "or religious".
- Page 2, line 5, delete "knowledge, experiences, and" and insert "**knowledge and experiences**".
- Page 2, line 6, delete "performance styles".
- Page 2, delete lines 14 through 15.
- Page 2, line 16, delete "(4)" and insert "**(2)**".
- Page 2, line 17, delete "(5)" and insert "**(3)**".
- Page 2, line 17, delete "or religious".
- Page 2, delete lines 23 through 30.
- Page 2, line 34, delete "countries," and insert "**countries or**".
- Page 2, line 35, delete "groups, or religions." and insert "**groups**".
- Page 3, line 4, delete "ideologies, and".
- Page 3, line 5, delete "integrate".
- Page 3, line 5, delete "and assessments".
- Page 3, line 6, delete "to achieve".
- Page 3, line 7, delete "equitable outcomes".
- Page 3, line 8, delete "recommend," and insert "recommend".
- Page 3, line 8, delete "evaluate, and".
- Page 3, line 9, delete "implement continual".
- Page 3, delete lines 14 through 27, begin a new paragraph and insert:

**"(d) A teacher licensed under IC 20-28-5 must participate in diversity and multicultural training. The training must be directly**

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correlated with the school's improvement plan and accreditation process under this article.

(e) Each governing body shall ensure cultural competency accountability by developing a policy that includes procedures for determining whether a school is making progress toward improving the cultural competency of the school's teachers, administrators, and staff, and the impact on students."

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1107 as reprinted January 30, 2008.)

LUBBERS, Chairperson

Committee Vote: Yeas 5, Nays 2.

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1107 be amended to read as follows:

Page 2, line 25, after "(a)" insert "**This section does not apply to an accredited nonpublic school or a teacher employed by an accredited nonpublic school.**".

Page 2, line 41, after "A" insert "**public school**".

Page 2, line 41, delete "licensed under IC 20-28-5".

Page 2, line 42, delete "diversity and".

(Reference is to HB 1107 as printed February 15, 2008.)

WALKER

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1107 be amended to read as follows:

Page 2, between lines 17 and 18, begin a new paragraph and insert: "SECTION 3. IC 20-30-5-19 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2008]: **Sec. 19. (a) Each school corporation shall include in the school corporation's high school health education curriculum instruction regarding human fetal development as adopted by the**

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state board. The instruction must include:

- (1) the result of human sperm and egg convergence;
- (2) the resulting development of human conception;
- (3) photographic images portraying each state of uterine fetal development; and
- (4) descriptions of human fetal development.

(b) The department shall develop, in consultation with the state department of health or any other appropriate organization, human fetal development educational materials and make the materials available to school corporations to assist teachers in providing the instruction required by this section.

(c) The department shall recommend and the state board shall adopt rules under IC 4-22-2 concerning the instruction required by this section."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1107 as printed February 15, 2008.)

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